

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
Tribal Court Room  
7500 Odawa Circle Harbor Springs, MI 49740  
May 16, 2010

Closed Session: yes

Call to Order: Meeting was called to order at: 9:04 a.m.

Opening Ceremony: Melvin L. Kiogima

Council Present: Legislative Leader Julie Shananaquet, Secretary Regina Gasco Bentley, Treasurer John Bott, Councilor Gerald Chingwa, Councilor Belinda Bardwell, Councilor Aaron Otto, Councilor Marvin Mulholland, Councilor Melvin L. Kiogima

Absent: Councilor Gerald Chingwa, Councilor Rita Shananaquet

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Office Manager Michele LaCount

Executive Officials and Staff Present: Tribal Chairman Ken Harrington, Vice-Chairman Dexter McNamara, General Counsel James Bransky, Assistant General Counsel Allie Greenleaf Maldonado, Interim Chief Financial Officer Cheryl Kishigo-Lesky, Gaming Board of Directors: Chairperson Carol McFall, Secretary/Treasurer Sheran Patton, Member Judy Pierzynowski, Office Manager Cathy Portman, Casino: Facility Operations Manager Director Barry Laughlin, Hospitality Director Mike Bodjiak, Marketing Director Phil Gonzales, Table Games Director Susan Foster, Slot Director Frank Kirsch

Guests: Rose Smalley, Sara VanDeCar, John Liebgott, Carol McFall, Frank Bernard, Marcia Sutton, Collin Sutton, Angel Bernard, Andrew Stich, Dolores Thomas,

---

9:22 a.m. Councilor R. Shananaquet arrived.

9:24 a.m. Councilor Chingwa arrived.

Motion made by Secretary Gasco Bentley and supported by Councilor R. Shananaquet to adopt the agenda with additions in honor of Paul Eames for May 16, 2010.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Councilor Bardwell and supported by Councilor Kiogima to approve the minutes of May 2, 2010 as presented.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

1  
2 Motion made by Councilor Otto and supported by Councilor Bardwell to ratify into  
3 the record the phone poll dated May 07, 2010 "To approve the confidential letter  
4 of engagement with Stuyvesant Square Advisors, Inc. as submitted by  
5 Legislative Services Attorney Budnick on May 7, 2010, with the expressed limited  
6 sovereign immunity waiver clause to meet an immediate deadline." The phone  
7 poll failed 4-yes, 4-no, 1-abstained, 0-absent.

8 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor R. Shananaquet)

9 Motion carried.

10  
11 Motion made by Legislative Leader Julie Shananaquet and supported by  
12 Councilor Otto to ratify into the record the phone poll dated May 07, 2010 "To  
13 approve the Veto-Statement as submitted by Tribal Chairman Harrington on May  
14 5, 2010 regarding Tribal Resolution 050210-03 be marked and classified as  
15 "confidential" for Attorney/Client purposes for immediate action." The phone poll  
16 passed 8-yes, 1-no, 0-abstained, 0-absent.

17 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

18 Motion carried.

19  
20 Elder Comment: Rose Smalley spoke regarding changes to Governmental job  
21 postings and the Prosecutor hours and salary. Rose also read a letter regarding  
22 the judicial hours and salary as well as the Prosecutor hours and salary. Sarah  
23 VanDeCar spoke regarding the \$15,000 appropriated for the Elders dental  
24 program not paying out receipts. Sarah also spoke regarding the Elders program  
25 not having money to travel.

26  
27 10:03 a.m. Motion made by Councilor R. Shananaquet and supported by  
28 Councilor Kiogima to go into closed session for Confidential Business Matters-  
29 Casino.

30 Vote: 8 - Yes, 0 - No, 1 - Abstained (Treasurer Bott), 0 - Absent

31 Motion carried.

32  
33 On conference call: Oppenheimer: Eben Pierson, Johnson Bao, Tim Kincaid,  
34 Doug McDonald.

35  
36 11:42 a.m. Motion made by Treasurer Bott and supported by Councilor R.  
37 Shananaquet to return to open session.

38 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

39 Motion carried.

40  
41 Motion made by Councilor R. Shananaquet and supported by Treasurer Bott to  
42 accept the Legislative Leader's verbal and written report for May 16, 2010.

43 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

44 Motion carried.

45  
46 11:44 a.m. Public Comment opened: no comments.

47 11:45 a.m. Public Comment closed.

1 11:58 p.m. Lunch recess called.  
2 1:30 p.m. Meeting resumed.  
3  
4  
5 1:55 p.m. Motion made by Councilor Bardwell and supported by Councilor  
6 Mulholland to go into closed session for confidential business matters-casino.  
7 Vote: 8 - Yes, 0 - No, 1 – Abstained (Treasurer Bott), 0 - Absent  
8 Motion carried.  
9  
10 2:31 p.m. Motion made by Councilor R. Shananaquet and supported by  
11 Councilor Mulholland to return to open session.  
12 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent  
13 Motion carried.  
14  
15 2:34 p.m. Recess called.  
16 2:38 p.m. Meeting reconvened.  
17  
18 Motion made by Councilor Bardwell and supported by Councilor Chingwa to  
19 accept the Land and Reservation Committee update as presented by Councilor  
20 Kiogima Committee Chairperson.  
21 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor R. Shananaquet)  
22 Motion carried.  
23  
24 Motion made by Councilor Kiogima and supported by Secretary Gasco Bentley to  
25 maintain the current status quo regarding the legal status of the road through  
26 LTBB's Cross Village parcel and request the Executive through his administrative  
27 oversight to relay this position.  
28 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent  
29 Motion carried.  
30  
31 Motion made by Councilor Kiogima and supported by Secretary Gasco Bentley to  
32 post to the Legislative Calendar the Legal and Legislative Committee draft  
33 statute.  
34 Vote: 8 - Yes, 1 – No (Councilor R. Shananaquet), 0 - Abstained, 0 - Absent  
35 Motion carried.  
36  
37 3:00 p.m. Public Comment opened: Andrew Stich spoke regarding having next  
38 the Tribal Chief Judge a Tribal Member.  
39 3:02 p.m. Public Comment closed.  
40  
41 Motion made by Councilor R. Shananaquet and supported by Councilor Bardwell  
42 to accept Tribal Chairman Harrington's verbal and written report for May 16, 2010  
43 with confidential items contained therein. .  
44 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent  
45 Motion carried.  
46

1 Motion made by Secretary Gasco Bentley and supported by Councilor R.  
2 Shananaquet to approve Enrollment List - A Eligible for Citizenship dated April  
3 19, 2010 for a total 15.

4 Vote: 8 - Yes, 1 - No (Councilor Chingwa), 0 - Abstained, 0 - Absent

5 Motion carried.

7 Motion made by Secretary Gasco Bentley and supported by Councilor R.  
8 Shananaquet to approve Enrollment List - B Declination Ineligible dated April 19,  
9 2010 for a total of 1.

10 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

11 Motion carried.

13 Motion made by Secretary Gasco Bentley and supported by Councilor R.  
14 Shananaquet to acknowledge Enrollment List - C Voluntary Relinquishment  
15 dated May 7, 2010 for a total of 1.

16 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

17 Motion carried.

19 Motion made by Secretary Gasco Bentley and supported by Councilor R.  
20 Shananaquet to adopt Tribal Resolution Supplemental Funding Request in the  
21 Amount of \$20,000 to the Executive's Consultant line item.

22 Roll Call Vote: Councilor Bardwell-no, Councilor Chingwa-no, Councilor Kiogima-  
23 yes, Councilor Mulholland-no, Councilor R. Shananaquet-yes, Councilor Otto-  
24 yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative Leader Julie  
25 Shananaquet-no

26 Motion carried.

28 Motion made by Councilor R. Shananaquet and supported by Treasurer Bott to  
29 accept Legislative Services Attorney Budnick's verbal and written report for May  
30 16, 2010.

31 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

32 Motion carried.

34 Motion made by Councilor R. Shananaquet and supported by Councilor  
35 Mulholland to post the Public Documents draft Statute to the Legislative  
36 Calendar.

37 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

38 Motion carried.

40 Motion made by Councilor R. Shananaquet and supported by Treasurer Bott to  
41 approve the Michelle Chingwa Education Assistance Act Scholarship  
42 Regulations Amendment REG-WOS 2007-05 050710-008.

43 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

44 Motion carried.

46 Motion made by Councilor R. Shananaquet and supported by Councilor Bardwell  
47 to adopt Tribal Resolution Authorization for Payoff of Loan on 7500 Odawa Circle  
48 and Rescinds and Replaces Tribal Resolution #050210-01.

1 Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor Kiogima-yes,  
2 Councilor Mulholland-yes, Councilor R. Shananaquet-yes, Councilor Otto-yes,  
3 Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative Leader Julie  
4 Shananaquet-yes  
5 Motion carried.

6  
7 4:33 p.m. Recess called.

8 4:46 p.m. Meeting reconvened. Councilor Mulholland left the meeting.

9  
10 4:47 p.m. Motion made by Councilor Bardwell and supported by Councilor  
11 Kiogima to go into closed session for confidential business matters-casino.

12 Vote: 7 - Yes, 0 - No, 1 – Abstained (Treasurer Bott), 1 – Absent (Councilor  
13 Mulholland)

14 Motion carried.

15  
16 6:05 p.m. Motion made by Treasurer Bott and supported by Councilor Bardwell to  
17 return to open session.

18 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Mulholland)

19 Motion carried.

20  
21 6:06 p.m. Motion made by Councilor R. Shananaquet and supported by  
22 Treasurer Bott to go into closed session for personnel.

23 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Mulholland)

24 Motion carried.

25  
26 6:28 p.m. Motion made by Councilor R. Shananaquet and supported by  
27 Treasurer Bott to return to open session.

28 Vote: 8 - Yes, - No, 0 - Abstained, 1 – Absent (Councilor Mulholland)

29 Councilor Mulholland

30  
31 6:28 p.m. Motion made by Councilor R. Shananaquet and supported by  
32 Treasurer Bott to adjourn.

33 Vote: 7 - Yes, 1 - No (Councilor Otto), 0- Abstained, 1 – Absent (Councilor  
34 Mulholland)

35 Motion carried.

36  
37  
38  
39  
40 These Minutes have been read and approved as written (or) corrected: (delete  
41 either the word “written” or “corrected” as pertains to how the minutes were  
42 approved.)

43  
44  
45  
46 \_\_\_\_\_  
47 Regina Gasco Bentley, Tribal Council Secretary

\_\_\_\_\_  
Date